

In the Supreme Court of the State of Alaska

Fred W. Triem,

Appellant,

v.

**Alaska Airlines, Inc., Dan Kane, and
Estate of Helen Lingley,**

Appellees.

Supreme Court No. **S-17679**

Order

Dismiss for Want of Prosecution

Date of Order: **9/2/2020**

Trial Court Case No. **1PE-12-00047CI**

Fred W. Triem filed this appeal in December of 2019. The appellant's brief notice set a deadline of 3/16/2020 for the filing of the appellant's brief and excerpts of record. Mr. Triem received a routine extension to 4/15/2020 but failed to meet the deadline. He filed a tardy motion to extend time on 5/4/2020, which was granted, giving him a new deadline of 5/26/2020. Mr. Triem failed to meet that deadline as well, but the court granted him an extension to 6/26/2020, with the caveat that "[n]o further extensions will be allowed."

Mr. Triem again failed to meet the filing deadline, and the clerk issued an order dismissing the case for want of prosecution. However, when the appellant's brief and excerpt were received on 6/29/2020, the court vacated the dismissal order and reinstated the appeal. By order dated 7/9/2020, Mr. Triem was required to submit printed copies of the brief and excerpts no later than 7/20/2020.

Mr. Triem moved on 7/20/2020 for another 35-day extension of time, explaining that he intended to move separately to add an appendix to the printed copies of his brief (which had already been reviewed and accepted for filing). He did not file a separate motion to add the appendix, and by order dated 7/31/2020 the court granted his extension request in part, giving him a new deadline of 8/17/2020 to file his printed opening brief and excerpt without the proposed appendix.

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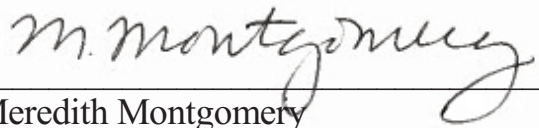
As of today, 9/2/2020, Mr. Triem has not filed the printed brief or excerpts or another request for more time to do so.

IT IS ORDERED, *sua sponte*:

The appeal is **DISMISSED** for want of prosecution pursuant to Alaska Appellate Rule 511.5(c).

Entered at the direction of an individual justice.

Clerk of the Appellate Courts


Meredith Montgomery

cc: Supreme Court Justices
Trial Court

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